IN RE:

PETITION FOR ADMIN. VARIANCE W/S Darleigh Road, 35' SW and

opposite Dearborn Drive (4416 Darleigh Road) 11th Election District 5th Councilmanic District

Warren E. Martin, et ux

Petitioners

\* BEFORE THE

\* DEPUTY ZONING COMMISSIONER

\* OF BALTIMORE COUNTY

\* Case No. 96-402-A

\*

\* \* \* \* \* \* \* \* \* \* \*

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 4416 Darleigh Road, located in the vicinity of Belair Road in Perry Hall. The Petition was filed by the owners of the property, Warren E. and Anita E. Martin. The Petitioners seek relief from Section 1802.3.B and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section 211.3 - 1955 Regulations) to permit a side yard setback of 2 feet, 3 inches in lieu of the minimum required 6 feet for an open projection (attached carport). The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion

ORDER RECEIVEUTON CILING

Date

Date

Dy

MICROFII MED

of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 2/5 day of May, 1996 that the Petition for Administrative Variance seeking relief from Section 1802.3.B and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section 211.3 - 1955 Regulations) to permit a side yard setback of 2 feet, 3 inches in lieu of the minimum required 6 feet for an open projection (attached carport), in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.
- 2) The proposed carport shall remain on the three exposed sides; that is, the proposed carport shall not be enclosed in any manner.
- 3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

PROFERENCE VED FOR FLING

MICROFILMED

#### Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

May 21, 1996

Mr. & Mrs. Warren E. Martin 4416 Darleigh Road Baltimore, Maryland 21236

RE: PETITION FOR ADMINISTRATIVE VARIANCE
W/S Darleigh Road, 35' SW and opposite Dearborn Drive
(4416 Darleigh Road)
11th Election District - 5th Councilmanic District
Warren E. Martin, et ux - Petitioners
Case No. 96-402-A

Dear Mr. & Mrs. Martin:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: People's Counsel

rile

MICROFILMED



## Petition for Administrative Variance

#### to the Zoning Commissioner of Baltimore County

for the property located at

4416 DarleightRd.

| 96-402- | H |
|---------|---|
|---------|---|

which is presently zoned

Zoning Commissioner of Baltimore County

D.R. 5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1802.3.8, (211.3 - 1955 Regs.), 301.1

To allow a side yard setback of 2 feet, 3 inches in lieu of the minimum required 6 feet for an open projection (attached carport).

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

- 1. Irregular shape of property (unlike any other in development)
- Driveway already exists.

circulation throughout Bailimore County, and that the property be reposted.

ESTIMATED POSTING DATE:

Property line set back regulation (cannot meet requirement)

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

|                          |                          | legal owner(s) of the property which is the subject of this Petition.  |
|--------------------------|--------------------------|--|
|                          |                          | Legal Owner(s):  |
|                          |                          | Warren E. Martin   |
|                          |                          | (Type or Print Name)   |
|                          | <del></del>              | Signature  |
|                          |                          | Anita E. Martin  |
|                          |                          | (Type or Print Name)  anita & Martin   |
| State                    | Zipcode                  | Signature  |
|                          |                          | H: 256-9060  |
|                          |                          | 4416 Darleigh Rd. W: 388-5710  |
|                          |                          | Address Phone No.  |
|                          |                          | Baltimore, Maryland 21236  |
|                          |                          | City State Zipcode Name, Address and phone number of representative to be contacted. If .  |
| Phone No                 | * <u>.</u>               | Name   |
|                          |                          |  |
| State                    | Zipcode                  | Address Phone No.  |
| equested and/or found to | be required, it is order | ored by the Zoning Commissioner of Baltimore County, thisday of19_<br>as required by the Zoning Regulations of Baltimore County, in two newspapers of genero |
|                          | Phone No                 | Phone No.  State Zipcode   |

Printed with Soybean Ink on Recycled Paper

# Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

| That the Affiant(s) does/do presently reside a   | 4416 Darleig   | h Rd.   |  |
|--|--|---|--|
|  | address  | MD  | 21236  |
|  | Baltimore,   | State   | Zip Code                                       |
| That based upon personal knowledge, the fol Variance at the above address: (Indicate hardship  | llowing are the facts upon which lor practical difficulty)                 | /we base the request                              | for an Administrative                          |
| 1. Irregular shape o   | of property funl   | ike any ot  | <u>her in Develop</u> ment;                    |
| 2. Driveway already  | exists.  |   |  |
| 3. Property line set   | back regulation  | n (cannot   | meet requirement)                              |
|  |  |   |  |
|  |  |   |  |
|  |  |   | <u></u>  |
| ,  |  |   |  |
|  | •  |   | · · · · · · · · · · · · · · · · · · ·          |
|  |  |   | <del></del>                                    |
| That Affiant(s) acknowledge(s) that if a promaty be required to provide additional inform  (signature)  Warren E. Martin  (type or print name) | ation.   |   | martin  MARTIN                                 |
| STATE OF MARYLAND, COUNTY OF BA  I HEREBY CERTIFY, this 17 day of Maryland, in and for the County aforesaid,  Mau Jaud                         | of April 19  | 9 <u>96</u> , before me, :                        | a Notary Public of the State                   |
|  |  |   |  |
| the Affiants(s) herein, personally known or sa<br>that the matters and facts hereinabove set for   | atisfactorily identified to me as su<br>th are true and correct to the bes | ich Affiantt(s), and m<br>it of his/her/their kno | ade oath in due form of law wledge and belief. |
| AS WITNESS my hand and Notarial Seal.  | NOTARY PUBLIC<br>My Commission   | c C   | cjuloshi<br>7,1999                             |

407

#### ZONING DESCRIPTION for

4416 Darleigh Rd.

96-402-A

Beginning at a point on the west side of Darleigh Rd., which is 50' wide at the distance of 25' west of the a prosite centerline of the nearest improved intersecting street, Dearborn Dr. which is 50' wide. Being Lot # 15, Block E, Section #D in the subdivision of Joppavale as recorded in Baltimore County Plat Book # 24, Folio #103, containing 7,619 sq. ft. Also known as 4416 Darleigh Rd. and located in the 5th Election District, 11 Councilmanic District.

MICROFILMED

# CERTIFICATE OF POSTING

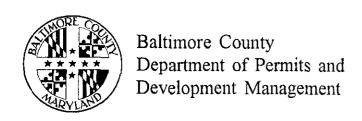
ZONING DEPARTMENT OF BALTIMORE COUNTY 96-401-14

| Towner, Maryland                                     | tand 107-104-11         |
|--|-------------------------|
| / <del>T</del>                                       |                         |
| District //W   | Date of Proting 1/18/96 |
| Posted for: Variance                                 |                         |
| Petitioner: Werrent Anita Martin                     |                         |
| Location of property: 14116 Day eight pos inte       | i, H (                  |
|  |                         |
| ocation of Signer Lacing rood what on product he had | a day to have           |
|  |                         |
| lemarks:   | 2                       |
|  | Date of                 |
| umber of Signar /                                    |                         |
|  |                         |

BALTIMORE COUNTY, MARYLAND
OFFICE C INANCE REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

407 107805

| DATE                                    | , ,                                     | AGCOUNT  | , ,      |   |
|---|---|--|----------|---|
|   |   | AMOUNT \$  |          |   |
| RECEIVED<br>FROM:                       | 42                                      | Mustin   | ٠, ،     |   |
| 1 2                                     | 4                                       | Elizabeth and  |          |   |
| FOR:                                    | 71.                                     |  | , , ,    |   |
| 19 3 al                                 | 10                                      | The second   | 1 47     | - , , , , , , , , , , , , , , , , , , , |
| and we had the                          | m / / / / / / / / / / / / / / / / / / / | MGR  | OFIL MED |   |
| DISTRIBUTION WHITE - CASHIER PINK - AGE | VALIDA                                  | TION OR SIGNATURE OF C   | _        |   |
| e" e .o.i                               |   | Maring Control of the | 96-40    | 22-                                     |



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

April 24, 1996

#### NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 96-402-A (Item 407)

4416 Darleigh Road

W/S Darleigh Road, 351+/- SW and opposite Dearborn Drive c/l

11th Election District - 5th Councilmanic

Legal Owner(s): Warren E. Martin and Anita E. Martin

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before April 28, 1996. The closing date (May 13, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: Warren and Anita Martin



#### PETITION PROBLEMS

#### #400 --- MJK

1. No undersized lot information.

#### #401 --- MJK

No undersized lot information.

#### #402 --- MJK

1. No undersized lot information.

#### #403 --- MJK

- 1. Need name of the "Heirs of Herman I. Altenburg & Augusta Altenburg".
- 2. Need authorization for personal representative for legal owner.
- 3. Need telephone number for legal owner.

#### #406 --- MJK

Notary section is incomplete/incorrect.

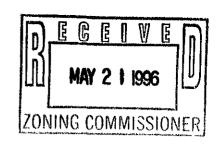
#### #407 --- JJS

Notary section is incomplete/incorrect.

#### #409 --- JCM

- 1. No section number or wording on petition form.
- 2. No telephone number for legal owner.

\* MICROFILMED



May 17, 1996

To Whom It May Concern:

We have no objection to a variance being granted to Warren and Anita Martin, 4416 Darleigh Rd., 21236, in order for them to attach a carport to their residence.

We also understand that the carport will be within 2' 3" of the property line of our residence at 8902 Carlisle Ave., 21236.

Sincerely,

Serve V. Weisbehr 8900 CARLISTE AUG. DALTO, M. d. 21236



|    | 407  | 4  |
|----|--|--|
|    | reviewed by: ITEM #: CASE#:                              |  |
|    | Zoning Office USE ONLY!                                  |  |
|    | Zozĸ   | SIN N/W  |
|    |  | 310. LOG OF - FIGH 36.6.   |
|    | Change Ray Critical Area:                                | CONTROL OF THE PROPERTY OF THE |
|    | WATER: 🔀 🗌   |  |
|    | SEWER: X   | 401.   |
| )  |  | FROPOSED 14 × 20° ADD. × 12° HIGH  |
|    | Lot size: 0.17 7.619                                     |  |
|    | νı   | 40'5   |
|    | 1-200 scale map#: N.E. 9-6                               |  |
|    | Councilmanic District: /                                 | 119  |
|    | Election District: 5                                     |  |
|    | LOCATION INFORMATION                                     | 19.04  |
| d' | scale: 1'=1000'  | ~  |
|    | Wicinity Map   | STING  |
| (  | 7, 1,00,1  | N. S. B. C. C.   |
|    | Ch Subject   | P44  |
|    | `  |  |
|    |  |  |
|    | 1.3  |  |
|    | 2.   | OWNER: WALLEN & ANTA MACTIN UN-HORT  |
|    | `  | tollo# 103 , lot# 15 , sect  |
|    |  | OA VALE  |
|    | & 6 of the CHECKLIST for additional required information | ADDRESS: 44/L PACLE/GH RORD see pages 5  |
|    | e Special Hearing  | 5  |
|    |  |  |

# HEARING CTECKLIST

**ZEVISED 8/11/95** 

This checklist is provided to you, for your information only, and is not to be considered legal advice.

First, and most importantly: You must understand user, when we the burden of requested is a quasi-judicial decision and you are responsible for meeting the burden of law required by the <u>Baltimore County Zoning Regulations</u> (BCZR). A judicial hearing is an adversary process and, therefore, there may be opposition to your request. During a judicial hearing, the parties will be permitted to testify, present evidence, and cross-judicial hearing, the parties will be permitted to testify, present evidence, and cross-judicial hearing, the deputy zoning examine witnesses. examine witnesses. Either the zoning commissioner or the deputy zoning commissioner will rule on the evidence and testimony to determine whether or not the You must understand that the relief you have petition will be granted Second: You must understand that if a hearing is required, you are permitted to have representation by an attorney of your choice. You are not required to have an attorney, but it is recommended that you consider obtaining legal representation. But, if you are incorporated, it is considered a requirement that you be represented by an

understand and Third: It is strongly recommended that you read requirements of the BCZR. Fourth: No employee of Department of Permits and Development Management (PDM) may provide legal advice to anyone. The representatives and opinions of any employee are not to be construed as definitive in any case. Only the decision of the zoning commissioner rendered after the statutory required public hearing is considered dispositive in matters relating to the interpretation of the BCZR.

Even though there may not be opposition in a given case, your request may be

For further information or to make an appointment, please contact:



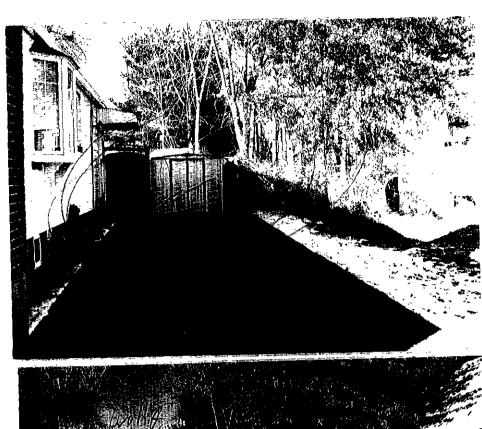
Zoning Review Department of Permits and Development Management 111 West Chesapeake Avenue Room 111

(410) (887-3391) 21204 Towson, MD Telephone:

# RESIDENTIA

Variances Special Hearings

46-402-H





Warren E. Martin, et ux

Petitioners

Petitioner's Exhibit 1.

\* DEPUTY ZONING COMMISSIONER

\* OF BALTIMORE COUNTY \* Case No. 96-402-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

\* \* \* \* \* \* \* \* \* \*

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 4416 Darleigh Road, located in the vicinity of Belair Road in Perry Hall. The Petition was filed by the owners of the property, Warren E. and Anita E. Martin. The Petitioners seek relief from Section 1802.3.8 and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section 211.3 - 1955 Regulations) to permit a side yard setback of 2 feet, 3 inches in lieu of the minimum required 6 feet for an open projection (attached carport). The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion

of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 2/5 day of May, 1996 that the Petition for Administrative Variance seeking relief from Section 1802.3.8 and 301.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section 211.3 - 1955 Regulations) to permit a side yard setback of 2 feet, 3 inches in lieu of the minimum required 6 feet for an open projection (attached carport), in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that prodeeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

2) The proposed carport shall remain on the three exposed sides; that is, the proposed carport shall not be enclosed in any manner.

TMK:bjs

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

> Deputy Zoning Commissioner for Baltimore County

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

May 21, 1996

Mr. & Mrs. Warren E. Martin 4416 Darleigh Road Baltimore, Maryland 21236

RE: PETITION FOR ADMINISTRATIVE VARIANCE W/S Darleigh Road, 35' SW and opposite Dearborn Drive (4416 Darleigh Road) 11th Election District - 5th Councilmanic District Warren E. Martin, et ux - Petitioners Case No. 96-402-A

Dear Mr. & Mrs. Martin:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

> Very truly yours, TIMOTHY M. KOTROCO Deputy Zoning Commissioner

for Baltimore County

cc: People's Counsel

. LWF do solemny declare and affirm, under the penalties of penjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lesse Warren E. Martin (Type or Print Name) War E. Draite Anita E. Martin (Type or Print Name) anita & martin H: 256-9060 Attorney for Petitioner

4416 Darleigh Rd. W: 388-5710 (Type or Print Name: Name, Address and phone number of representative: to be contacted, it.

Petition for Administrative Variance

) to the Zoning Commissioner of Baltimore County

To allow a side yard setback of 2 feet, 3 inches in lieu of the minimum required

1. Irregular shape of property (unlike any other in development)

3. Property line set back regulation (cannot meet requirement)

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1802.3.8, (211.3 - 1955 Regs.), 301.1

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filling of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

for the property located at 4416 Darleigh :Rd.

This Petition shall be filed with the Office of Zoning Administration & Development Management.

Property is to be posted and advertised as prescribed by Zoning Regulations.

6 feet for an open projection (attached carport).

Driveway already exists.

excutation, throughout Saffimore County, and that the property be reposted.

910-402-A

Zoning Commissioner of Baltimore County

which is presently zoned D.R. 5.5

TMK:bjs

# Affidavit in support of Administrative Variance

4416 Darleigh Rd.

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative

1. Irreqular shape of property (unlike any other in Development)

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

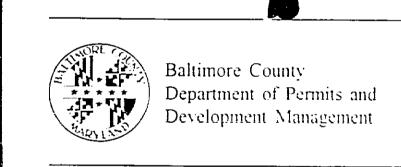
ZONING DESCRIPTION for 4416 Darleigh Rd.

Beginning at a point on the west side of Darleigh Rd. which is 50' wide at the distance of 25' west of the the centerline of the nearest improved intersecting street, Dearborn Dr. which is 50' wide. Being Lot # 15, Block E, Section #D in the subdivision of Joppavale as recorded in Baltimore County Plat Book # 24, Folio #103, containing 7,619 sq. ft. Also known as 4415 Darleigh Rd. and located in the 5th Election District, 11 Councilmanic District.

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY 96-401-14

|                    | ASH RECEIPT | . 1.                                    | 7        |               |  |
|--------------------|-------------|---|----------|---------------|--|
| DATE               | ACC         | OUNT                                    |          | <del> </del>  |  |
|                    |             | _                                       |          |               |  |
|                    | AH          | 10UNT                                   | <u> </u> | <del></del> . |  |
| RECEIVED           |             | _                                       | _        | <u>- ,</u>    |  |
| FROM:              |             |   |          | 4.            |  |
|                    |             |   |          |               |  |
| FOR:               |             |   |          |               |  |
| 520                | · ·         | · - · · · · · · · · · · · · · · · · · · |          | ·· .          |  |
| 10 10 water 51955- | <b>&gt;</b> |   | 1        |               |  |



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

NOTICE OF CASE NUMBER ASSIGNMENT

CASE NUMBER: 96-462-A (Item 407) 4416 Darleich Road W/S Darleigh Road, 35'+/- SW and opposite Dearborn Drive c/1 lith Election District - 5th Councilmanic Legal Owner(s): Warren E. Martin and Anita E. Martin

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 587-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before April 28, 1996. The closing date (May 13, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) decayd that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a beighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$50.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

cc: Warren and Anita Martin

Printed with Soybean link on Recycled Paper

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at address

2. Driveway already exists. 3. Property line set back regulation (cannot meet requirement)

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this 17 day of 4, 1996, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

AS WITNESS my hand and Notarial Seal.

As WITNESS my hand and Notarial Seal.

Open 17, 1996

My Commission Expires an 7, 1999

Variance at the above address: (indicate hardship or practical difficulty)

# PETITION PROBLEMS

# #400 --- MJK

No undersized lot information.

## #401 --- MJK

1. No undersized lot information.

## #402 --- MJK

No undersized lot information.

# #403 --- MJK

- 1. Need name of the "Heirs of Herman I. Altenburg & Augusta
- Need authorization for personal representative for legal owner.
   Need telephone number for legal owner.

# #406 --- MJK

Notary section is incomplete/incorrect.

# #407 --- JJS

Notary section is incomplete/incorrect.

## #409 --- JCM

- No section number or wording on petition form.
   No telephone number for legal owner.

